

AN ORDINANCE

99200

ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT OF \$2,934,279.67 FROM KGME, INC. (MBE) FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE LANARK DRAINAGE PROJECT #92A, PHASE I, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$246,229.93 FOR CONTINGENCY EXPENSES; AUTHORIZING \$1,000.00 FOR ADVERTISING EXPENSES; AMENDING THE PROFESSIONAL SERVICES AGREEMENT AND AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$31,948.33 PAYABLE TO FERNANDEZ, FRAZER, WHITE AND ASSOCIATES, INC., (MBE) FOR PROFESSIONAL SERVICES; AUTHORIZING \$3,194.83 FOR CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$3,216,652.76, OF WHICH \$2,462,299.36 WILL BE FUNDED BY GENERAL OBLIGATIONS OF THE CITY; AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM IN THE AMOUNT OF \$423,118.90 FOR SEWER AND WATER EXPENSES; AUTHORIZING THE REIMBURSEMENT FROM CITY PUBLIC SERVICE IN THE AMOUNT OF \$48,861.41; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The low, responsive bid of **KGME, Inc.** in the amount of \$2,934,279.67 in connection with the Lanark Drainage Project #92A, Phase I is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty days from the effective date hereof, whichever occurs first. A copy of the proposal is attached hereto as **Attachment I**. The amounts of \$246,229.93 for construction contingency expenses and \$1,000.00 for advertising expenses are hereby authorized.

SECTION 2. The City Manager, an Assistant City Manager, or an Assistant to the City Manager, is hereby authorized to execute a standard form construction contract covering said project; a copy of which is in substantially the same form as **Attachment II** and is incorporated herein for all purposes.

SECTION 3. The professional services contract authorized by Ordinance No. 67657 dated August 4, 1988 between the City of San Antonio and Fernandez, Frazer, White and Associates, Inc. is hereby amended to provide additional services for the Lanark Drainage Project #92A, Phase I. Funds in an amount not to exceed \$31,948.33 for professional services and \$3,194.82 for engineering contingency expenses are hereby authorized.

SECTION 4. The following financial adjustments are hereby authorized to effect this Ordinance:

- a) The budget in Fund No. 43-162095, 2002 Drainage Improvements, shall be revised by reducing Index Code 758201, entitled "Unallocated Appropriations: Proceeds", by the amount of \$313,926.46.

The amount of \$313,926.46 is appropriated in Fund No. 43-162008 2002 Drainage Improvements, in Index Code 939587, entitled "Trf To 45-962018 Lanark Drainage". The amount of \$313,926.46 is authorized to be transferred from fund 43-162008 to fund 45-962018.

The budget in Fund No. 45-962000, 1999 Drainage Improvements, Sold 2001, shall be revised by increasing Index Code 134577, entitled "Trf Fr 43-162008 (45-962018) Lanark", by the amount of \$313,926.46.

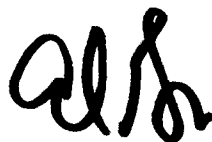
- b) Budgeted Revenues in the amount of \$423,118.90 shall be established in Fund No. 45-962000, 1999 Drainage Improvements, Sold in 2001. Revenue Index Code 087718, entitled "SAWS Contribution (45-962018)" shall be credited upon reimbursement of the project.
- c) Budgeted Revenues in the amount of \$48,861.41 shall be established in Fund No. 45-962000, 1999 Drainage Improvements, Sold in 2001. Revenue Index Code 087726, entitled "CPS Contribution (45-962018)" shall be credited upon reimbursement of the project.
- d) The budget in Fund No. 45-962095, 1999 Drainage Improvements, Sold in 2001, shall be revised by reducing Index Code 695585, entitled "Unallocated Appropriations: Proceeds", by the amount of \$2,430,745.99.
- e) The amount of \$2,934,279.67 is appropriated in Fund No. 45-962018, 1999 Drainage Improvements, Sold in 2001, in Index Code 726778, entitled "Construction Contract", and is authorized to be encumbered and made payable to **KGME, Inc.**, for construction in connection with the Lanark Drainage Project #92A, Phase I.
- f) The amount of \$246,229.93 is appropriated in Fund No. 45-962018, 1999 Drainage Improvements, Sold in 2001, in Index Code 726786, entitled "Construction Contingency", and is authorized to be encumbered and made payable for miscellaneous construction contingency expenses in connection with the Lanark Drainage Project #92A, Phase I.
- g) The amount of \$31,948.33 is appropriated in Fund No. 45-962018, 1999 Drainage Improvements, Sold in 2001, in Index Code 726794, entitled "Engineering Contract", and is authorized to be encumbered and made payable to **Fernandez, Frazer, White and Associates**, for engineering services in connection with the Lanark Drainage Project #92A, Phase I.

- h) The amount of \$3,194.83 is appropriated in Fund No. 45-962018, 1999 Drainage Improvements, Sold in 2001, in Index Code 726802, entitled "Engineering Contingency", and is authorized to be encumbered and made payable for engineering contingency expenses in connection with the Lanark Drainage Project #92A, Phase I.
- i) The amount of \$1,000.00 is appropriated in Fund No. 45-962018, 1999 Drainage Improvements, Sold in 2001, in Index Code 726810, entitled "Advertising", and is authorized to be encumbered and made payable for advertising in connection with the Lanark Drainage Project #92A, Phase I.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This ordinance shall be effective on the 30th day of May 2004.

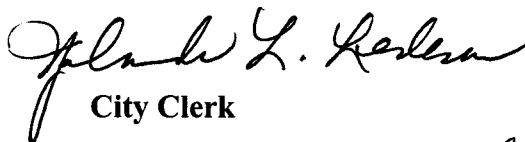
PASSED AND APPROVED this 20th day of May, 2004.



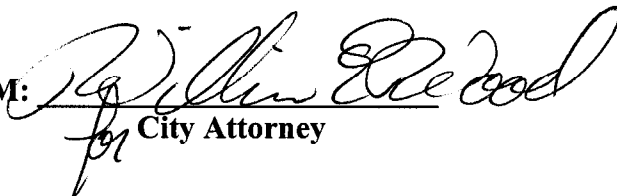
M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


for City Attorney